

**IN THE U.S. PATENT AND TRADEMARK OFFICE**

.....  
In re Application of: WHINNERY, et al. )

Serial Number: 10/652,647 )

Examiner: Not Assigned

Filed: 08/28/03 )

Group Art Unit: 1732

For: HIGH STRENGTH FOAM )

TOOL AND METHOD )

Attorney Docket Number: SD-8466 )  
.....

Commissioner for Patents  
Alexandria, VA 22313-1450

SEPTEMBER 9, 2004

**INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.97**

Sir:

Listed below on the attached Form PTO-1449 is information known to the Applicants. A copy of each of the listed publications is submitted herewith along with a concise explanation of information in a foreign language, if any, pursuant to 37 CFR §§1.97 and 1.98.

Applicant respectfully requests that the listed information be considered by the Examiner and be made of record in the above-identified application. Examiner is further requested to initial and return attached Form PTO-1449 in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

1. ☒ This statement is filed under 37 CFR §1.97, subsection (b) because the submission was filed:

☐ within three months of the filing date of a national application other than a continued prosecution application under §1.53(d); OR

☒ before the mailing date of the first Official Action on the merits, whichever comes last; OR

☐ before the mailing date of the first Official Action on the merits after the filing of a request for continued examination under §1.114.

2. ☐ This statement is filed under 37 CFR §1.97, subsection (c), because the submission was made AFTER the latest of (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; OR (3) after the mailing date of a first Official Action on the merits, but BEFORE the mailing date of the earlier of a final Official Action under §1.113 or a Notice of Allowability under §1.311, or any other action that otherwise closes prosecution in the application AND is accompanied by one of either:

- ☐ a statement under §1.97(e); OR
- ☐ the fee required under 37 CFR §1.17(p).

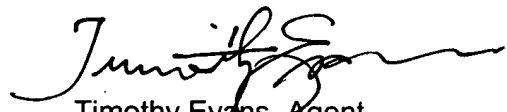
3. ☐ This statement is filed under 37 CFR §1.97, subsection (d), because the submission was made AFTER the mailing date of the Final Action §1.113 or a Notice of Allowability under §1.311 but BEFORE payment of the Issue Fee. This statement is, therefore, accompanied by :

- ☐ a statement as specified under §1.97(e); AND
- ☐ the fee required under 37 CFR §1.17(p).

4. ☐ The Commissioner is hereby authorized to charge Deposit Account No. 50-0583 in the amount of \$\_\_\_\_, or the amount which is currently applicable. Fee sheet PTO/SB/17 and a duplicate copy of that paper is attached.

5. ☒ The Commissioner is hereby authorized to charge any underpayment of any additional fees or credit any overpayment associated with this communication to Deposit Account No. 50-0583

Respectfully submitted by,  
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**Certificate of Mailing Under 37 CFR §1.8**

I hereby certify that this Correspondence and documents referred to herein were deposited with the United States Postal Service as first class mail addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Date of Deposit: 9-9-04

Liz Martinez  
Person Making Deposit  
Liz Martinez  
Signature

Form PTO-1449 (SNL-Modified) (2-91)  
List of Patents and Publications  
for Applicant's  
Information Disclosure Statement

**Atty Docket No: SD-8466**  
**Serial Number: not assigned**

**Applicant: Whinnery, et al.**

(use several sheets if necessary)

**GROUP: FILING DATE: 08/28/03**

**REFERENCE DESIGNATION**

| Ex'r<br>Init |  | U.S. Patent Documents |      |      |  | Sub   |                               |
|--------------|--|-----------------------|------|------|--|-------|-------------------------------|
|              |  | Document No.          | Date | Name |  | Class | Filing Date (when applicable) |

|    |  |           |       |                |  |         |  |
|----|--|-----------|-------|----------------|--|---------|--|
| AA |  | 4,699,931 | 10/87 | Fuzesi, et al. |  | 521 117 |  |
|----|--|-----------|-------|----------------|--|---------|--|

| Ex'r<br>Init |  | Foreign Patent Documents |      |      |  | Sub   |       | Translation? |    |
|--------------|--|--------------------------|------|------|--|-------|-------|--------------|----|
|              |  | Document No.             | Date | Name |  | Class | Class | Yes          | No |

|    |  |            |       |                   |  |           |  |   |   |
|----|--|------------|-------|-------------------|--|-----------|--|---|---|
| BA |  | DE1904575  | 08/69 | UPJOHN Co.        |  | C08G22/46 |  |   | X |
| BB |  | EP0416777  | 03/91 | IMPERIAL CHEMICAL |  | C08J9/14  |  | X |   |
| BC |  | EP0432444  | 06/91 | BAYER             |  | C08G18/00 |  |   | X |
| BD |  | WO02/20261 | 03/02 | VANTICO AG        |  | B32B5/20  |  | X |   |

**OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)**

|CA International Search Report in Application Serial Number PCT/US2004/003832

**Examiner:**

**Date Considered:**